iny advice or aid to Mrs. Winter in

'He knew it. 1 did not have to."

mained all night.
On the strength of this testimony
Justice Gerard decided that an interlocatory decree of divorce should be
entered in favor of Mrs. Gould, with
certain provisions regarding the custody of the two children. Under the
decree, which contains no provision
for allmony, Mrs. Gould gets sole custody of the children, Helen and Dorothy from December to April, both

thy from December to April, both morths inclusive, while their father may have them from May to November, liciusive. But there is another provision which permits the mother

to have the children for certain times in June and September, on giving due notice to the father.

THEY FOUGHT IT OUT.

Husband and Wife in Duel With Pis-

tols and Knives.

g by bunn. This letter was I be placed together and trans

it is hought he was jealous of his

YOUNG TEDDY TO FLY.

He Gives Up Carpet Weaving for Aeronauties.

New York, Aug. 10.—Theodore Roosevelt, Jr., temporarily abandoning the corpet manufacturing business in Connecticut, har come to New York to arrange for learning more about acro-

balloon. At any rate, he will apply for a pilot's licence, to qualify for which requires ten trips in a balloon.

WORKING AT NIGHT.

Bodies.

on their way home early today when they were struck by the engine.

GREEK FLAG DOWN.

Affairs of Crete Will Be Settled by

BACK TO THE MINORS.

to Minneapolis.

Mushroom Weighs 43 Pounds.

Chicago, Aug. 10. Forecast for Sansas. Generally fair tonight and

d all night

TOPEKA, KANSAS, AUGUST 10, 1909.

TUESDAY EVENING.

TWO CENTS

The Evidence on Which the Wife of Frank J. Gould

Is Basing Her Petition for Divorce Is Made Public.

GIGANTIC ACTRESS.

A British Blonde Is Named as

Was Recipient of Jewels and a \$3,000 Check.

Corespondent.

New York, Aug. 10.-Helen Kelly Gould, wife of Frank J. Gould will apply to the supreme court within a few days for the entry of a final decree granting her an absolute di The statutory limit of ninet; days that must clause between the signing of an interlocutory decree and the final one will end on August 18. and before that date the formal application will be submitted to the court so as little time as possible muy

e lost.

Ever since the practice of trying kerrel saits before referees and belief before referees and belief before referees and belief before the particle of the control hind closed doors has come into vogue persons of means and influence have adopted this course to conceal from the public the facts relating to their marital entanglements.

A copy of the testimony in this described case has been secured from an-

other source, however, and will be published.

Gigantic Actress Named. The testimony adduced before E.G. Whitaker, referre, established to his satisfaction that Frank Jay Gould had misconducted himself at the Shoreham, a hotel at 308 West Fifty-eighth street, formerly known as Le Barton, with an English actress named Rose Winter, who has ap-pented on the stage several times in this country.

Mrs. Winter, as she was known a the hotel, where she had a small bu handsomely furnished suite, is de scribed by persons who have seen heloff the stage as a blonde, atmost six test tall. Frank Gould falls short of that elevation by five inches. She and small roles in "The Belle of Mayfair." where she appeared as a Gibron girl, and in "The Prima Donna."
In her complaint Mrs. Gould
romed another woman besides Mrs.
Whiter, but the complaint was
smended and the proof confined to
the actrees. As the complaint stood
for ginally it charges.

28. As the complaint stood it charged Gould with misconduct on several occasions at many places which he visited in his yacht. Gave Her \$3,000 Check.

The most important witness for Mrs. Gould was George H. Taylor, an intimate friend of Frank Gould, who accompanied him on several occusions to the Winter apartment. Taylor told of many presents Gould made to the Winter woman, including a check for \$3,000 and a diamond studied rold made and a formal control of the Winter woman.

Taylor fold of many presents Goold made to the Winter woman, fincing this a check for \$3,000 and a diamond studded gold mesh purse. Taylor was a rejuctant winnes, but Lawyer smyth, representing Mrs. Goold forced him to tell all he knew.

Cornelius J. Shillwan, Frank Goolds the proceedings the his behalf before the preferce, but his cross-examination of the wintesses, who included a helibory and the proprietor of the Shortham hotel, was perfunctory. He did not cross-examine Taylor at all Taylor testified that he went twice with Goold after 12 of lock at night one into the ground."

LEG ON THE PILOT.

In the old tennis court now being extends the proceedings in his behalf before the wintesses, who included a helibory and the proprietor of the Shortham hotel, was perfunctory. He did not cross-examine Taylor at all Taylor testified that he went twice with Goold after 12 of lock at night.

Taylor testified for work as a source of the working locked it as a source of the working of the winters of the vital parts of Mr. Taylor's restimons.

"The proprietor of the Shortham hotel, was perfunctory the did not cross-examine Taylor at all Taylor testified that he went twice with Goold after 12 of lock at night.

LEG ON THE PILOT.

LEG ON THE PILOT.

In the old tennis court now being externan and recognized them. They were nearer me. The man was cearer me. The man who was in shirt sleeves started to run and I was begun on the addition being built to the executive offices at the White the executive offices at the White the work has begun on the addition being built to the executive offices at the White the work in the executive offices at the White the work in the executive offices at the White the work are nearer me. The man was cearer me. The man who was in shirt sleeves started to run and I was begun on the addition being built to the executive offices at the White the wint being built to the executive offices at the White the work in the clay at a depth of four or five inches a termis ball. He man ran on and once more th

Gould there?"

"In a weapper—A perguoir."

"This wrapper, was it transparent made of transparent material, or was it made of material that could be wern in the street."

"It was of thin material."

By the referee-"Extremely negli-

Wrapper Was Transparent.

Wrapper Was Transparent,
"Could you see through it?" "Yes."
By the referee—bid she have corsels on, could you tell?
"I don't think she had."
By counsel—I shall have to ask
you, Mr. Taylor, whether on any of
these occasions you noticed while you
were present Mrs. Winter and Mr.
Gould kissing each other: "Yes?"
"Was that so on each of these occasions that you were there?" "I
think so."

think so."

"Did you ever notice Mrs. Winter sitting on Mr. Gould's kneer "Yes"
"Was it a frequent occurrence on each of these visits?" "Yes."
"Now, in the amended complaint, Mr. Payor, it is alleged that the defendant made valuable presents to Russ Winter, and among other things gave her a lewelled ring and also gave her a lewelled ring and also gave her a sold purse or hag. I will ask you whether you know anything about that?"

"I know that he ways hard."

BACK TO THE MINORS. I know that he gave her ;

Describe whether this gold bag was expensive or inexpensive in ap-"It was a jeweled bag with

Check for Trip to Europe.

"It is further alleged that during this period the defaudant gave Rose Winter sums of money, including one liter of \$3,000. What do you know "II was a check for to."

about that?"
"It was a check for \$3.500 which he had given her."
"State what he said as to what the chiect of giving her this check for \$3.000 was?"

\$1.000 was?"

Smelter Men Strike.

Pushlo, Aug. 10.—Five hundred employed of giving her this check for Smelter, and Refining company, and the only one which has been running

"For her to go to Europe with."
"Was this check drawn on the Bowting Green Trust company, do you
the only one which has been running
continuously at full force in the city
since the panic of 1907, have gone on
strike. The men demand an increase
of "Did you go with Mrs. Winter at the "Il was" "Did you go with Mrs. Winter at the time that she put this check in her

"He so happened that I did, and I a cashier's check." It was what they call "Did Mrs. Winter sail for Europe of the that?" "She did."
"How long after?" "My recollection is that it was the Taylor Volunt.

Taylor Voluntary Adviser. "At Mr. Gould's request did you give Wednesday.

ity actice of any off for Europe?"
"I think I did voluntarily."
"And did you afterward tell Mr. ould that you had actually seen her A New Witness Appears in the "He knew it. I did not have to."
"He saw her sail?"
"He went down to see somebody else
"It and saw her sail."
The hotel proprietor and the bell
ony told of the numerous visits of Mr.
Tould to Mrs. Winter's rooms at late
ours and to serving them with drinks.
It was also testified that Mr. Gould re-Sutton Case.

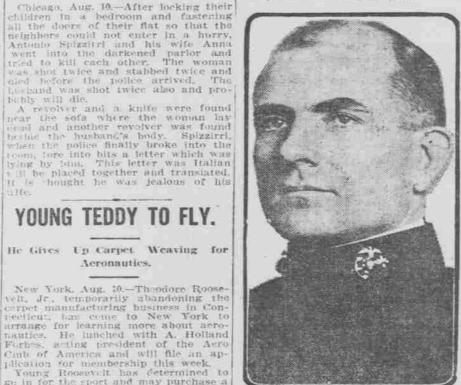
Sergeant Todd Says He Witnessed the Killing.

VICTIM WAS RUNNING.

Heard a Voice Say: "Stop or I Will Shoot."

Then Shot Was Fired and He Ran to the Bedy.

Boston, Aug. 10 .- In an interview tiribute to Sergeant Arthur Todd of the United States marine corps, end made public today in the Post, it stated that if he should be called in the investigation of the death of Lieutenant James Sutton, his testimony would be exactly opposite to that given by Sutton's fellow officers.



Major Henry Leonard, Presiding Officer at the Sutton Inquiry.

Sorgeant Todd, who has been on range duty at Wakefield left carly to-

Construction of White House Addition the night Lleutenant Sutton was shot Is Being Rushed.

bullet came out clean.
"Lieutenant Roelker came into the Chicago, Aug. 10.—The grewsome discovery of the leg of a man on the plint of a Baltimore & Ohio railroad engine here today led to the finding of the mangled bodies of two men, James E. O'Connor, a bollermaker employed in the Hilnois Central railroad shops at Burnside, Ill., and his

road shops at Burnside, Ill., and his helper, Dennis Crowley. The men lived together and were presumably tion that he had the bullet himself

( Continued on Page Eight.)

# CHEERS FOR PINCHOT.

He Is Given an Ovation by the Irrigation Congress.

Spokane, Wash, Aug. 10.—Gifford Pinchot evidently found out where he stands at the national irrigation congress when the L200 delegates in the big national armory gave him an ovation lasting fully five minutes and winding up with a burst of three cheers. This was the wildest reception yet accorded a speaker before the congress. He went immediately into his subject giving as he announced it a stewardship of his announced it a stewardship of his loings for the last year. He was pre-peded by T. J. Allen of the forestr service, who demanded that if the west is to preserve its forests there must be state laws and men to en-force them. This speech was heartly seconded by Mr. Pinchet who in fur-thering this sentiment paid a strong tribute to former President Roose-

Among the features of the morn Among the features of the morning session was a resolution introduced by John I. Martin, of St. Louis, sergeant-at-arms of Democratic national convention, calling for the support of the irrigation congress in the lakes to the gulf waterway project. A good deal of amusement was caused by Jodge John Fairwenther of California, who, nettled at the extreme length of some of the resolutions offered moved to "suspend at the extreme length of some of the resolutions offered, moved to "suspend the rules and the constitution if necessary" to omit the reading of the resolutions. Without suspending the constitution the resolutions were omitted until later.

### TO START TRAINING.

Stanley Ketchel Will Go to New York This Week.

New York, Aug. 10.—Stanley Ketchel, he will fight Sam Langford, ten rounds if the Fairmount A. C. here on Sep-mber 3, is expected in New York beore the week is ever. Quarters have ready been retained for him in West hester county, and he will start heavy mining immediately on his arrival.

'ypographical union over the location f next year's convention. Sait Lake City, Minneapolfs and Atanta are the candidates and the ominations will be placed before the onvention at Wednesday's session.

The city's guests find no fault with the temperature. The maximum yesterday was \$6 degrees and the minimum \$1 degrees. After the evening and the Texas coast.

New Orleans, La., Aug. 10—Storm warnings for the Texas coast were listed at the New Orleans weather business for the Texas coast were listed at the New Orleans weather business for the Texas coast were listed at the New Orleans weather business for the Texas coast were listed at the New Orleans weather business for the Texas coast were listed at the New Orleans weather business for the Texas coast were listed at the New Orleans weather business for the Texas coast were listed at the New Orleans weather business for the Texas coast were listed at the New Orleans weather business for the Texas coast were listed at the New Orleans weather business for the Texas coast were listed at the New Orleans weather business for the Texas coast were listed at the New Orleans weather business for the Texas coast were listed at the New Orleans weather business for the Texas coast were listed to the records at the office of the Super-Intendent of Public Instruction Fair-child, during the last ten years the decrease of men teachers has been 38 per cent and the drop is steady every year.

In looks as though the men school takens had rather raise crops and rear children of their own than spend their time with other people's coilider has been made.

WMPIRE'S RIBS BROKEN.

Fitzgerald of Southern League Instruction Fair-child, during the last ten years the decrease of men teachers has been 38 per cent and the drop is steady every year.

In looks as though the men school takens had rather raise crops and rear children of their own that his new of the elder Moren lives in Williams and profits. According to the records at the office of the Super-child, during the last ten years the decrease of men teachers has been 38 per cent and the drop is steady every year.

In looking for every game he wind, the best of Kansas had rather raise crops and rear children of Kansas had rather rais

PLAYING THE GAME.

Electric Storm Sweeps Down on Salt Lake City

And Leaves the G. A. R. Veterans in the Dark.

POLITICS IS ACTIVE.

Many Candidates for Head of the Various Orders.

Modecs Arrive and Create a Sensation on the Streets.

Salt Lake City, Aug. 10.-On this, the econd day of the forty-third annual ncampment of the Grand Army of the Republic, one begins to catch glimpse f the more serious purposes have drawn the army and its auxiliaries ogether. The holiday-making and genral fellowship are still uppermost, but the wheels are going round and the creak of the administrative machinery may be occasionally heard. Fresh arrivals continue to swell the

anks of the invaders. "Whom are you for?" and "What place

are you for?" are the questions that Indians will have their last chance to

tween Atlantic City and St. Louis for that his once powerful nation is soon to be lost in the maelstrom of civilization about 400. The Ketcham manager concedes 100 votes, claims 100 and calls the remaining 200 doubtful.

As between Atlantic City and St. Louis, the issue is even more uncertain. The retiring commander.

the Armory were plunged into dark-ness. A few lanterns were secured and created small cases of light in the halls but, for the most part, the speak-

STUBBS. APPOIN TEES sponse. Greetings will be given to the members of the auxiliary organ-lzations by their respective local of-ficers. Campfires will again be held in the assembly hall and the armory and late in the night the sky will blaze with fire works, sent up from Ensign peak, an eminence, 1200 feet above the level of the valley.

Union veterans are least numerous in the states south of Mason and Dixon line but every state of the late confederacy has a delegation here. Between them Louisiana and Mississippi have mustered about 15 veter ans. Texas sends 20. Georgia has furnished the largest delegation from he South.

There are, perhaps, fifty negro vet-erans, at this encampment. Late yesterday afternoon a special

train from Kansas City debarked 250 Kansans, including Grand Army vet erans, their wives, the Modoc club of Topeka and the Ellis Union Pacific band. Their march from the Ore-gen Short Line depot to the head-quarters attracted the undivided at-tention of the street crowds.

Members of the Massachusetts dele gation boast that their special train outran a tornado near Kearney, Neb., and can beat anything else that blows.

### THEIR LAST CHANCE.

Indians From Everywhere Arc Flocking to State of Washington,

Spokane, Wash., Aug. 10 .- At the last great council of the Indians on the south half of the Colville reservation, to be held in September, outside greet each newcomer.

"Whom are you for?" refers to the gain admission to the tribe by adoption and so obtain allotments of land on the reserves. As a result it is stated indians are coming from British Colombian of Indiana, for the chief command. "What place are you for?" has to do with the spirited contest between Atlantic City and St. Louis for the forty-fourth encampment. A partial to be lost in the magistrom of civilization.

to the week is own, "quarters have before the week is own, "quarters have before the week is own, "quarters have been attaining 200 doubters, and its between Atlantic City, and the summeristic City, a

crease of five women superintendents over lest year and a remarkable thing to happen in such a short time. Column to happen in such a short time. Column after column has been written concerning the lack of men teachers in the state but nothing will leave an impression like a 15-minute sparkling psychological lecture from Superintend-

## FLEW OVER THE ALPS.

The Balloon Sirius Thought to Have Been Lost Is Heard From.

Chamoum, France, Aug. 10.-The bal-Chamoumi, France, Aug. 10.—The bal-loon Sirius has succeeded in flying over the Alps. The airship left here Sun-day under the pilotage of M. Spelterine with three passengers. Fears were en-tertained for the voyagers' safety, but they have been dispelled by the receipt of a report that they have landed safe-ly near Locaino, at an altitude of 5,400 feet. The fook men, however, still have a dangerous path to cover on foot into dangerous path to cover on foot into Locarno.

The Sirius traversed Mount Blanc and

tude attained was 18.373 feet.

A successful balloon trip over Mount Bianc and the Alps was made in No- \$50,000 to have Johnson and Jeffries fight pauts, in the balloon Milana area. soared over the Aiguille Du Dru and the Aiguille Verte. The highest alti-tude attained was 18.373 feet. rauts, in the balloon Milano. The babl greatest allitude reached on this trip was 29,500 feet and the rarified atmosthere made it necessary for the men to resort to oxygen to keep alive.

### GRADY TO LITTLE RCCK.

Famous Big League Player to Southern League.

Little Rock, Ark., Aug. 10.-The Little Rock Southern League club has signed thus:
Mike Grady, the former Philadelphia 7 o
and St. Louis National League player, 8 o
Grady's last engagement was in the 9 o
Tri-State league.

Government to Systematize General Scheme of Bills.

Possibility That Size Will Be

### Greatly Reduced. MAY ABOLISH \$2 BILL

Photograph of Grover Cleveland to Appear on \$10 Notes.

Scheme Contemplates Uniformity of Entire Paper Issue.

Washington, Aug. 10 .- Several important changes in the designs on the paper money of the country are to take

Secretary MacVeagh, Assistant Secetary Norton and Director Ralph of the bureau of engraving and printing have under consideration a general scheme for systematizing the designs of all issues of paper money in such a manner that the same portraits and emblems will appear on all notes of the same denomination.

It can be stated authoritatively that: a portrait of the late Grover Cleveland soon is to appear on all \$10 bills.

Distinctive designs for \$1, \$5, \$20, and \$50 bills, and perhaps those of even higher denominations, have been prepared. The \$2 bill may be abolished, it is reported. If the \$20 bill is retained, t is certain that its design will be such as to make it stand out from a cile of \$1 or \$5 bills with a prominence that will permit of no mistake in its

Some treasury officials are inclined to favor even a more radical change, and recommend that paper money be re-duced to about the size of the Frenchi and Italian notes of smaller denomina-

Cincinnati, O., Aug. 10.—Lew Moren, a pitcher with the Philadelphias, has been made a new offer by

League Umpire Dan Fitzgerald sub-mitted to medical examination yester-day, resulting in the discovery that several ribs had been broken, one from the breast bone. A foul tip in a game in Birmingham caused it.

### BERGER TO THE WEST.

Jeffries' Manager to Investigate the Chances of a Fight.

Now York, Aug. 16.—Sain Berger will make a trip to the west this week to see if he can close a deal for a bout between Jim Jeffries and Jack Johnson's Berger states that the outcome of Johnson's bout with Ketchel will be awaited before any definite arrange-

## FIGHT ON IRISH SOIL.

Dublin Raising \$50,000 to Get Championship Battle.

aero- in Ireland. The paper doubts the pro-The bability of the two pugilists ever meet-

Another Hot Day.

The weather boreau announces that the temperature got down to 72 that the temperature got down to 72 last night. Any city dweller who tried to sleep, would guess nearer 100. The highest temperature yesterday was 91. It had that beaten at 2 o'clock today. The forecast is "generally fair tonight and Wednesday." This afternoon the wind is blowing 10 miles an hour from the south, and the hourly temperatures are recorded thus:

1 thus: 2 7 o'clock.....75 | 11 o'clock.....81 2 0'clock.....78 | 12 o'clock.....90 2 0 o'clock.....83 | 1 o'clock.....95 10 o'clock.....85 | 2 o'clock.....85

Keep Your Eye on the Dealer While the Square Deal Is Going On.